

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

DERRICK EARL MILLER,	:	
Plaintiff	:	
v.	:	CIVIL ACTION NO. 3:14-0370
		(JUDGE MANNION)
UNITED STATES,	:	
Defendant	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**
HEREBY ORDERED THAT:

1. Defendant's motion for summary judgment (Doc. [14](#)) is **GRANTED**. Judgment is hereby entered in favor of the Defendant and against the Plaintiff.
2. Plaintiff's motions for appointment of counsel (Doc. [23](#)) and to compel discovery (Doc. [24](#)) are **DISMISSED** as moot.
3. The Clerk of Court is directed to **CLOSE** this case.
4. Any appeal taken from this order will be deemed frivolous, without probable cause, and not taken in good faith. See [28 U.S.C. §1915\(a\)\(3\)](#).

s/ Malachy E. Mannion

MALACHY E. MANNION
United States District Judge

Dated: November 6, 2014